



U.S. Department of Justice

Environment and Natural Resources Division

REPLY TO:

Robert Kaplan  
P.O. Box 7611  
Washington, D.C. 20044

Telephone: (202) 616-8915  
Telecopier: (202) 514-2583

July 30, 1996

By Fax & U.S. Mail

John M. McCarty, Esq.  
P.O. Box 189  
Hawesville, KY 42348  
Fax: 502-927-8810

Peter Jolly  
2600 Windsor Avenue  
Owensboro, KY 42301  
Fax: 502-926-0770

Re: United States v. JAF Oil Inc., et al.

Dear Gentlemen:

Attached is the United States' Request for Entry on Land, Inspection, and Sampling, pursuant to Fed. R. Civ. P. 34. We would like to gain access to the facilities set out in the Request during the week beginning August 12, 1996. We do not expect the site visits to take more than one or two full days.

Please contact me if you have any questions about this Request. Thank you for your cooperation in this matter.

Sincerely,

Assistant Attorney General  
Environment & Natural Resources Division

By: Robert A. Kaplan  
ROBERT A. KAPLAN  
Environmental Enforcement Section

cc: Melissa Allen Heath, Esq.  
Regina Edwards, Esq.



IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF KENTUCKY  
OWENSBORO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
JAF OIL COMPANY, INC., )  
and PETER E. JOLLY, )  
 )  
Defendants. )  
\_\_\_\_\_ )

Civil Action No. 4:95CV-169-R

TO: Peter Jolly  
2600 Windsor Avenue  
Owensboro, KY 42301

John M. McCarty, Esq.  
P.O. Box 189  
Hawesville, KY 423348

**UNITED STATES' FIRST REQUEST FOR ENTRY ON LAND, INSPECTION  
AND SAMPLING**

Plaintiff, United States of America, pursuant to Rule 34 of the Federal Rules of Civil Procedure, requests that Defendants JAF Oil Inc. and Peter Jolly permit the United States, by its designated agents, to enter on land or other property in Defendants' possession or control for the purposes of inspection, surveying, photographing, testing and/or sampling, at the locations specified below not later than thirty (30) days after service hereof, as follows:

- (1) All oil recovery wells owned, operated, or leased by JAF Oil, Inc. or Peter Jolly in Hancock County, Kentucky.
- (2) All machinery, equipment, tanks, vehicles, warehouses, shops, and real property owned,

operated, or leased by JAF Oil, Inc. or Peter Jolly in Hancock County, Kentucky, relating to the production of oil.

Respectfully submitted,

LOIS J. SCHIFFER  
Assistant Attorney General  
Environment and Natural Resources  
Division

By: Robert A. Kaplan  
ROBERT A. KAPLAN  
U.S. Department of Justice  
P.O. Box 7611, Ben Franklin Station  
Washington, D.C. 20044-7611  
Tel: (202) 616-8915

Dated: July 30, 1996

Of Counsel:

Melissa Allen Heath, Esq.  
Assistant Regional Counsel  
U.S. Environmental Protection Agency  
345 Courtland Street, N.E.  
Atlanta, Georgia 30365  
(404) 347-2641 ext. 2267

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing REQUEST FOR ENTRY ON LAND, INSPECTION AND SAMPLING was mailed this 30 day of July, 1996 to the following:


Peter Jolly  
2600 Windsor Avenue  
Owensboro, KY 42301

John M. McCarty, Esq.  
P.O. Box 189  
Hawesville, KY 423348

Regina S. Edwards, Esq.  
510 W. Broadway, 10th Fl  
Louisville, KY 40202

Melissa Allen Heath, Esq.  
U.S. Environmental Protection Agency  
345 Courtland Street, N.E.  
Atlanta, Georgia 30365

By:

  
ROBERT A. KAPLAN  
Trial Attorney